

MAY. 17. 2004 11:03AM

(3) FISH & RICHARDSON 6175428906

NO. 9469 P. 1

FISH & RICHARDSON P.C.

225 Franklin Street
Boston, Massachusetts
02110-2804

Telephone
617 542-5070

Facsimile
617 542-8906

Web Site
www.fr.com

Date May 17, 2004

To **Examiner Karen A. Canella**
U.S. Patent and Trademark Office (Patent)
Commissioner for Patents
Washington, DC 20231
Telephone: (800) 786-9199

RECEIVED
CENTRAL FAX CENTER

MAY 17 2004

OFFICIAL

Facsimile number 07334-00400002 / 703-872-9306

From Anita L. Meiklejohn, Ph.D.

Re **COPY OF FACSIMILE SENT MAY 10, 2004**
USSN 08/862,442 - Shyjan
Our Ref.: 07334-004002

Number of pages
including this page **17**

Message **PLEASE DELIVER IMMEDIATELY TO EXAMINER K. CANELLA, GROUP
ART UNIT 1642. CONSIDERATION OF PREVIOUSLY FILED PTO 1449 FORMS
REQUESTED.**

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at 617 542-5070 to arrange for its return. Thank you.

Auto-Reply Facsimile Transmission



TO:

Fax Sender at 6175428906

Fax Information

Date Received:

Total Pages:

5/10/2004 4:12:05 PM [Eastern Daylight Time]

14 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMPEP) section 306 et seq.

Received
Cover
Page
=====>

MAY 10 2004 4:12:05 PM (3) FISH & RICHARDSON 6175428906 NO. 4245
Attorney's Docket No.: 07334-004003

OFFICIAL COMMUNICATION
FACSIMILE
FOR THE PERSONAL ATTENTION OF:
EXAMINER K. CANELLA
COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

GROUP 1642 FAX NO: 703-872-9306

Number of pages including this page / 4
Applicant : Andrew W. Shyjan
Serial No. : 08/662,442
Filed : May 23, 1997

Art Unit : 1642
Examiner : K. Canella

FACSIMILE COMMUNICATION
Title : COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION
AND TREATMENT OF TUMOR PROGRESSION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached to this facsimile communication cover sheet is a Request for Initialed PTO
1,449, faxed this 10th day of May, 2004, to the United States Patent and Trademark Office.

Respectfully submitted,

Andrew W. Shyjan, Ph.D.
Reg. No. 55,283

Date: May 10, 2004

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
Fax: (617) 542-8906

26839244.doc

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at (617) 542-5070 to arrange for its return. Thank you.

PAGE 1/1 * RCVD AT 5/10/2004 4:12:05 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-1/1 * DNIS:8729306 * CSID:6175428906 * DURATION (mm-ss):04-40

2004 MAY 10 PM 4:29

RECEIVED

MAY 10 2004

FISH & RICHARDSON, P.C.
BOSTON OFFICE

COPY FORWARDED TO
PRACTICE SYSTEMS

COPY

MAY. 17. 2004 11:04AM

(3) FISH & RICHARDSON 6175428906

NO. 9469 P. 3 P. 1

* * * COMMUNICATION RESULT REPORT (MAY. 10. 2004 4:14PM) * * *

TTI (2)-FISH&RICHARDSON_6175428906

TRANSMITTED/STORED MAY. 10. 2004 4:10PM
FILE MODE OPTION

ADDRESS

RESULT

PAGE

4245 MEMORY TX

0046#07334#004002#17038729306#

OK

14/14

REASON FOR ERROR
E-1) HANG UP OR LINE FAIL
E-3) NO ANSWER

E-2) BUSY FACSIMILE CONNECTION

Attorney's Docket No.: 07334-004002

OFFICIAL COMMUNICATION

FACSIMILE

FOR THE PERSONAL ATTENTION OF:

EXAMINER K. CANELLA

COMMISSIONER FOR PATENTS

WASHINGTON, D.C. 20231

GROUP 1642 FAX NO: 703-872-9306

Number of pages including this page **14**
Applicant : Andrew W. Shyjan
Serial No. : 08/862,442
Filed : May 23, 1997

Art Unit : 1642
Examiner : K. Canella

Title : **COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION
AND TREATMENT OF TUMOR PROGRESSION**

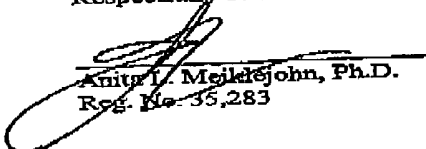
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached to this facsimile communication cover sheet is a Request for Initialed PTO
1449, faxed this 10th day of May, 2004, to the United States Patent and Trademark Office.

Respectfully submitted,

Date: May 10, 2004


Anita L. Meiklejohn, Ph.D.
Reg. No. 35,283

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
Telephone: (617) 542-5070
Fax: (617) 542-8906

COPY

20859244.doc

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential
information. If you have received this facsimile in error, please immediately call us collect at
(617) 542-5070 to arrange for its return. Thank you.

Attorney's Docket No.: 07334-004002

OFFICIAL COMMUNICATION

FACSIMILE

FOR THE PERSONAL ATTENTION OF:

EXAMINER K. CANELLA

COMMISSIONER FOR PATENTS

WASHINGTON, D.C. 20231

GROUP 1642 FAX NO: 703-872-9306

Number of pages including this page /4

Applicant : Andrew W. Shyjan

Art Unit : 1642

Serial No. : 08/862,442

Examiner : K. Canella

Filed : May 23, 1997

FACSIMILE COMMUNICATION

Title : COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION
AND TREATMENT OF TUMOR PROGRESSION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Attached to this facsimile communication cover sheet is a Request for Initialed PTO
1449, faxed this 10th day of May, 2004, to the United States Patent and Trademark Office.

Respectfully submitted,

Date: May 10, 2004


Amita L. Meiklejohn, Ph.D.

Reg. No. 35,283

Fish & Richardson P.C.

225 Franklin Street

Boston, MA 02110-2804

Telephone: (617) 542-5070

Fax: (617) 542-8906

COPY

20859244.doc

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential
information. If you have received this facsimile in error, please immediately call us collect at
(617) 542-5070 to arrange for its return. Thank you.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Andrew W. Shyjan Art Unit : 1642
Serial No. : 08/862,442 Examiner : K. Canella
Filed : May 23, 1997
Title : COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION
AND TREATMENT OF TUMOR PROGRESSION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR INITIALED PTO FORM 1449

Upon reviewing the file, applicants noted that they have not received initialed copies of the enclosed four PTO Form 1449's that accompanied the information disclosure statements filed on: March 2, 2000; May 22, 2000; August 16, 2000; and September 27, 2000.

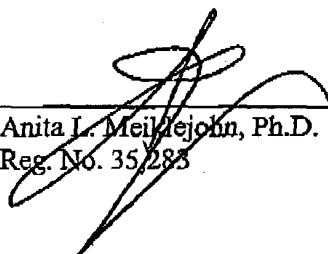
Applicants' records show that these information disclosure statements complied with 37 CFR 1.97. Thus, we respectfully request that the examiner initial and return the forms as soon as possible. Note, applicants must pay the issue fee by June 8, 2004, so the examiner's prompt attention to this matter would be appreciated.

Respectfully submitted,

Date: 15 MAY 2004

Fish & Richardson P.C.
225 Franklin Street
Boston, MA 02110-2804
(617) 542-5070 telephone
(617) 542-8906 facsimile

20859237.doc


Anita L. Meillejohn, Ph.D.
Reg. No. 35,283

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

May 10, 2004
Date of Transmission
Carrie A. Amonte
Signature
Carrie A. Amonte
Typed or Printed Name of Person Signing Certificate

F+R-2 *By Hand*

PATENT

ATTORNEY DOCKET NO.: 07334-004002

The Patent and Trademark Office date stamp sets forth the date of receipt of:

Applicant or Patentee Andrew W. ShyjanNo. (Application, Appeal, Interference, Patent, Reexam) 08/862,442Filing or Issue Date May 23, 1997Title Compositions and Methods for the Diagnosis...

<input type="checkbox"/>	Transmittal Letter (2 copies)	<input type="checkbox"/>	With Pet. for Ext.	<input type="checkbox"/>	Status Inquiry
<input type="checkbox"/>	Assignment	<input type="checkbox"/>		<input type="checkbox"/>	Declaration
<input checked="" type="checkbox"/>	Amendment/Response <u>12</u> Pages	<input type="checkbox"/>		<input type="checkbox"/>	Request Certificate of Correction
<input type="checkbox"/>	Maintenance Fee	<input type="checkbox"/>		<input type="checkbox"/>	Notice of Appeal
<input checked="" type="checkbox"/>	Check \$ <u>240.00</u>	<input type="checkbox"/>		<input type="checkbox"/>	Appeal Brief (3 copies) <u> </u> Pages
<input type="checkbox"/>	Deposit Account Order Form (2 copies)	<input type="checkbox"/>		<input type="checkbox"/>	Petition for Extension of Time
<input type="checkbox"/>	Issue Fee <input type="checkbox"/> Request Patent Copies	<input type="checkbox"/>			
<input checked="" type="checkbox"/>	Information Disclosure Statement				
<input checked="" type="checkbox"/>	PTO 1449 Form - <u>2</u> Pages				
<input checked="" type="checkbox"/>	Prior Art References - Number of References <u>14</u>				
<input type="checkbox"/>	Drawings <u> </u> Sheets Formal <u>00</u> Sheets Informal <u> </u> Sheets Amended <u> </u>				
<input type="checkbox"/>	Notice of Missing Parts				
<input type="checkbox"/>	Combined Declaration and Power of Attorney				
<input type="checkbox"/>	Small Entity Statement				
<input checked="" type="checkbox"/>	Other <u>Declaration of Andrew W. Shyjan signed</u> <u>(2 pages); ATCC Deposit Receipt (1pg)</u>				

 Atty/Sec. Client/
 Initials BUR/kaa Matter Name HPI/Tumor Prog. Div Date 3-2-00